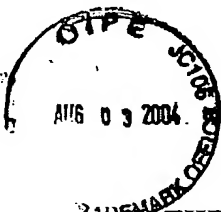


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AF 1743
EFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:)	CERTIFICATE OF MAILING
DAVID J. BEEBE ET AL.	)	I hereby certify that this correspondence is
Serial No.: 10/045,937	)	being deposited with the United States
Filed: October 19, 2001	)	Postal Service as first class mail in an
Examiner: Lyle Alexander	)	envelope addressed to: Mail Stop Box
Art Unit: 1743	)	Amendment - No Fee, Commissioner for
METHOD AND APPARATUS FOR	)	Patents, P.O. Box 1450, Alexandria, VA
MONITORING THE ENVIRONMENT	)	22231-1450 on <u>7-29-04</u>
WITHIN A MICROFLUIDIC DEVICE)	
	)	<u>Christine Kierzek</u>
	)	<u>Christine Kierzek</u> <u>7-29-04</u>
	)	Signature Date

OK to
Entered
9/20/04
CJG

REQUEST FOR RECONSIDERATION

Sir:

Responsive to the Office Action dated June 4, 2004, Applicant respectfully requests reconsideration in view of the following comments.

Initially, it is noted that the Examiner has rejected claims 1-27 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. More specifically, the Examiner has objected to the limitation "...wherein the first and second indicia are independent in size." In the Examiner's opinion, this limitation is vague and indefinite because the Examiner cannot ascertain the relationship between the indicia and the size. It is noted, however, that Applicant is specifically stating with such limitation that there is no relationship between the first and second indices and the size of the monitor structure. As such, it is believed that the limitation objected to by the Examiner is entirely appropriate. However, if the Examiner would offer suggested language that overcomes the objection, it would be greatly appreciated.